

GLENDALE CITY COUNCIL MEETING

**Council Chambers
5850 West Glendale Avenue
February 14, 2006
7:00 p.m.**

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF JANUARY 24, 2006](#)

APPROVAL OF THE MINUTES OF [JANUARY 26, 2006 SPECIAL MEETING](#)

PROCLAMATIONS AND AWARDS

[ARIZONA FOOTBALL LEAGUE GLENDALE BULLDOGS 2005 STATE CHAMPIONS – PROCLAMATION OF RECOGNITION](#)

[WHITE CANE MONTH PROCLAMATION](#)

[SPORTS ILLUSTRATED GOOD SPORTS COMMUNITY OF THE YEAR](#)

CONSENT AGENDA

Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion. If you would like to comment on an item on the consent agenda, please come to the podium and state your name, address and item you wish to discuss.

1. [LIQUOR LICENSE NO. 3-1029 – BRAVI TUSCAN KITCHEN](#)
2. [LIQUOR LICENSE NO. 3-1030 – NOTHING BUT NOODLES](#)
3. [LIQUOR LICENSE NO. 3-1031 – CAMELBACK MARKET](#)
4. [LIQUOR LICENSE NO. 3-1032 – QUICK STOP](#)
5. [LIQUOR LICENSE NO. 3-1033 – DADDY’S BAR & GRILL](#)
6. [LIQUOR LICENSE NO. 3-1034 – BARWINKLES](#)
7. [LIQUOR LICENSE NO. 3-1035 – CLUB COLONIAL](#)
8. [LIQUOR LICENSE NO. 3-1036 – GENO’S MARKET](#)
9. [SPECIAL EVENT LIQUOR LICENSE FOR KNIGHTS OF COLUMBUS](#)

10. [SPECIAL EVENT LIQUOR LICENSE FOR SAHUARO RANCH FOUNDATION](#)
11. [SPECIAL EVENT LIQUOR LICENSE FOR GLENDALE ARTS COUNCIL](#)
12. [PROFESSIONAL SERVICES AGREEMENT - TRANSPORTATION
MANAGEMENT PLAN](#)
13. [CONTINGENCY FUND TRANSFER REQUEST FOR AUDIO/VISUAL
EQUIPMENT IN COUNCIL CHAMBERS](#)
14. [AUTHORIZATION TO INCREASE CONTRACT AMOUNT WITH AL-JON, INC.](#)
15. [AGREEMENTS FOR NITRATE REMOVAL DEMONSTRATION SYSTEMS](#)
16. [APPROVAL OF THE DESIGN BUILD AGREEMENT WITH GLENDALE
DESIGN-BUILD JOINT VENTURE](#)

CONSENT RESOLUTIONS

17. [COUNCIL STRATEGIC GOALS AND KEY OBJECTIVES](#)
18. [ACQUISITION OF RIGHT-OF-WAY FOR INTERSECTION IMPROVEMENTS](#)
19. [INTERGOVERNMENTAL AGREEMENT: INTELLIGENT TRANSPORTATION
SYSTEM EQUIPMENT ON CAMELBACK ROAD](#)
20. [AUTHORIZATION FOR LEASE FINANCING](#)
21. [SETTING THE CITY COURT WARRANT FEE](#)

PUBLIC HEARING - ORDINANCES

22. [REZONING APPLICATION ZON05-21: 6015 WEST PEORIA AVENUE](#)

ORDINANCES

23. [AIRPORT TERMINAL LEASE WITH GCH SERVICES, LLC](#)

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

CITIZEN COMMENTS

If you wish to speak on a matter concerning Glendale city government that is not on the printed agenda, please fill out a Citizen Comments Card located in the back of the Council Chambers and give it to the City Clerk before the meeting starts. The City Council can only act on matters that are on the printed agenda, but may refer the matter to the City Manager for follow up. Once your name is called by the Mayor, proceed to the podium, state your name and address for the record and limit your comments to a period of five minutes or less.

COUNCIL COMMENTS AND SUGGESTIONS

ADJOURNMENT

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));**
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03 (A)(2));**
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));**
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (A)(4));**
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or**
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).**

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF JANUARY 24, 2006](#)

APPROVAL OF THE [MINUTES OF JANUARY 26, 2006 SPECIAL MEETING](#)

PROCLAMATIONS AND AWARDS

[ARIZONA FOOTBALL LEAGUE GLENDALE BULLDOGS 2005 STATE CHAMPIONS – PROCLAMATION OF RECOGNITION](#)

Purpose: This is a request for the City Council to issue a Proclamation of Recognition to the Glendale Bulldogs, Arizona Football League 2005 State Champions for their recent victory. We are recognizing the significant accomplishments achieved by the Glendale Bulldogs and their coaches, and expressing our gratitude for the pride and recognition they have brought to themselves and the community of Glendale.

Recommendation: Present Proclamation of Recognition to Head Coach Jim Long and the members of the Glendale Bulldogs.

[WHITE CANE MONTH PROCLAMATION](#)

Purpose: This is a request for the City Council to proclaim the month of February 2006 as White Cane Month. The City of Glendale is fortunate to have the Glendale Sunrise Lions Club, the Glendale Evening Lions Club and also the Bellair Lions Club provide our city with services such as assistance with food and clothing needs; collecting donations for the food bank and assisting the handicapped and elderly with shopping requests. The Glendale Sunrise Lions also raise funds to purchase eyeglasses for children throughout Glendale.

Recommendation: Present the White Cane Proclamation to Stuart Craig, President of the Sunrise Lions Club.

[SPORTS ILLUSTRATED GOOD SPORTS COMMUNITY OF THE YEAR](#)

Purpose: This is a request for City Council to accept the *Sports Illustrated* Good Sports Community of the Year Award. This Award is presented to the city by the National Recreation and Parks Association, Dodge, and *Sports Illustrated* in recognition of Glendale as one of the eight premier Good Sports Communities in the nation.

Council Policies Or Goals Addressed: This recognition demonstrates Glendale's strong commitment to youth development and addresses Council priorities in the areas of strengthening community relationships, creating new partnerships, and enhancing the quality of life for Glendale residents.

Background: The Good Sports program is a new initiative to spotlight quality youth sports programs across America. Glendale Parks and Recreation Department was only one of eight communities to win this designation. The Good Sports National Award selected its award winners based on the following criteria:

- The community's ability to promote positive values such as sportsmanship and fair play.
- Proper skill development, parent involvement, and positive coaching methods.
- Inclusiveness of play and community involvement in youth sports, such as addressing consistent policies and procedures for safety and facility management.

Community Benefit: Sports help build strong communities and encourage life-long healthy and active lifestyles. The Glendale Youth Sports Program philosophy states, "The outcome of the child is more important than the game." The youth sports program priorities focus on the following criteria:

- Offer the opportunity for every child to play sports
- Feel good about him or herself while playing, and
- Learn new skills that they can utilize throughout their lives, such as healthy living, teamwork, respect and confidence.

Recommendation: Accept the *Sports Illustrated* Good Sports Community Award.

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1. [LIQUOR LICENSE NO. 3-1029 – BRAVI TUSCAN KITCHEN](#)

Purpose: This is a request by James Nagy for the City Council to approve a new series 12 (Restaurant – all liquor) liquor license for Bravi Tuscan Kitchen, located at 5940 West Union Hills Drive #E-100.

Background: The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1029.

2. [LIQUOR LICENSE NO. 3-1030 – NOTHING BUT NOODLES](#)

Purpose: This is a request by Erika Eliassen for the City Council to approve a new series 12 (Restaurant – all liquor) liquor license for Nothing But Noodles, located at 8190 West Union Hills Drive #155.

Background: The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1030.

3. [LIQUOR LICENSE NO. 3-1031 – CAMELBACK MARKET](#)

Purpose: This is a request by Michael Youwanes for the City Council to approve a new series 10 (Beer and Wine Store) liquor license for Camelback Market, located at 5630 West Camelback Road #101, 102.

Background: The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The Planning Department, Police Department, and the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements.

Public Input: One protest was received during the 20-day posting period from Maryvale Market and Deli, at 5510 West Camelback Road, Glendale, which also holds a Series 10 (Beer and Wine Store) liquor license.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1031.

4. [LIQUOR LICENSE NO. 3-1032 – QUICK STOP](#)

Purpose: This is a request by Randy Nations for the City Council to approve a new series 10 (Beer and Wine Store) liquor license for Quick Stop, located at 7938 North 59th Avenue.

Background: The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The Planning Department, Police Department, and the Maricopa County Health Department have reviewed the application and have determined that it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1032.

5. [LIQUOR LICENSE NO. 3-1033 – DADDY’S BAR & GRILL](#)

Purpose: This is a request by Chad Kent for the City Council to approve the person transfer of a series 6 (On/Off-Sale Retail- All Liquor Bar) liquor license for Daddy’s Bar & Grill, located at 8830 North 43rd Avenue.

Background: The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1033.

6. [LIQUOR LICENSE NO. 3-1034 – BARWINKLES](#)

Purpose: This is a request by Brent Milburn for the City Council to approve the person transfer of a series 6 (On/Off - Sale Retail - All Liquor Bar) liquor license for Barwinkles, located at 5930 West Greenway Road, #27.

Background: The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1034.

7. [LIQUOR LICENSE NO. 3-1035 – CLUB COLONIAL](#)

Purpose: This is a request by Manuel Herrera-Villa for the City Council to approve the person transfer of a series 7 (On/Off-Sale Retail- Beer & Wine Bar) liquor license for Club Colonial, located at 7018 North 54th Avenue.

Background: The approval of this license will not increase the total number of liquor licenses in this area.

The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1035.

8. [LIQUOR LICENSE NO. 3-1036 – GENO'S MARKET](#)

Purpose: This is a request by Eugene Sawa for the City Council to approve a new series 10 (Liquor Store-Beer and Wine) liquor license for Geno's Market, located at 15414 North 67th Avenue.

Background: The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The Planning Department, Police Department, and the Maricopa County Health Department have reviewed the application and have determined that it meets all technical requirements.

Public Input: No protests were received during the 20-day posting period.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1036.

9. [SPECIAL EVENT LIQUOR LICENSE FOR KNIGHTS OF COLUMBUS](#)

Purpose: This is a request by Donald Gorny for the City Council to approve a special event liquor license for the Knights of Columbus. This event is a public safety appreciation banquet, which will be held at St. Helen's Church, located at 5510 West Cholla Avenue. The event will be on Saturday, March 18, 2006 from 6:00 to 10:00 p.m.

Background: If this license is approved, the total days expended by this applicant will be one of the allowed 10 days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Knights of Columbus.

10. [SPECIAL EVENT LIQUOR LICENSE FOR SAHUARO RANCH FOUNDATION](#)

Purpose: This is a request by Carole DeCosmo for the City Council to approve a special event liquor license for Sahuaro Ranch Foundation. This event is a Fine Art Auction, which will be held at the Glendale Adult Center, located at 5970 West Brown Street. The event will be on Saturday, March 18, 2006 from 7:00 to 10:00 p.m.

Background: If this license is approved, the total days expended by this applicant will be one of the allowed 10 days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Sahuaro Ranch Foundation.

11. [SPECIAL EVENT LIQUOR LICENSE FOR GLENDALE ARTS COUNCIL](#)

Purpose: This is a request by Judy Atkins for the City Council to approve a special event liquor license for the Glendale Arts Council. This event is a reception for the art exhibit, which will be held at Sahuaro Ranch Park, located at 9802 North 59th Avenue. The event will be on Friday, March 24, 2006 from 7:00 to 10:00 p.m.

Background: If this license is approved, the total days expended by this applicant will be one of the allowed 10 days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

Recommendation: Forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Glendale Arts Council.

12. PROFESSIONAL SERVICES AGREEMENT - TRANSPORTATION MANAGEMENT PLAN

Purpose: This is a request for City Council to approve a professional services agreement with Kaku and Associates for development of transportation management plans for city mega events including Cardinals Stadium opening day, Cabelas's opening, the Fiesta Bowl, and the BCS Bowl.

Council Policies Or Goals Addressed: This project addresses Council's goals of ensuring public safety and coordinating exceptional service delivery for residents and visitors.

Background: In June 2005, the City Manager's Office created a citywide mega events planning team with representatives from all departments. The Transportation Department is responsible for event traffic ingress, egress, and circulation. In September 2005, the Transportation Department advertised a request for Statements of Qualifications (SOQ) to prepare comprehensive transportation management plans to coordinate vehicle, pedestrian, transit, and shuttle movements during mega events. Four SOQs were received. A team of five city staff representing the Transportation Department, Field Operations, and the Police Department reviewed the SOQs and conducted interviews with three of the firms. Kaku and Associates was selected as the firm best suited to meet the city's needs.

At the October 18, 2005 City Council Workshop, the Mega Events Coordinator indicated that transportation was a critical component of the city's planning efforts and that related expenses would be identified through the FY 2006-07 budget process. At the time of that presentation, the costs for transportation planning expenses and the time frame to complete the plans had not been negotiated with the recommended consultant.

Community Benefit: This planning effort will allow the city to proactively manage traffic associated with hosting mega events. These plans will address safety issues and assist with protecting the quality of life for surrounding neighborhoods while delivering an exceptional event experience for visitors.

Public Input: While city departments including Police and Transportation are responsible for making the transportation plans operational, external partners including the AZSTA, Cabela's, Cardinals and Fiesta Bowl need to have input per the agreements

related to their events. Coordination and discussion with the city's ad-hoc Neighborhood Event Advisory Committee, and adjacent neighborhood leaders will be integral to the success of finalizing the transportation plans prior to the events.

The Transportation Department and project team will work with the City Manager's Office, Community Partnerships and Marketing/Communications Department to gather input and ensure residents and visitors are aware of the transportation plans.

Budget Impacts & Costs: The fee for development of the transportation management plans is \$537,500. Funds are available in the National Events Fund. The city will enter into cost sharing agreements with external partners as soon as specific costs are determined in the planning process.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$537,500

Account Name, Fund, Account and Line Item Number:

National Events, Account No. 03-6362-7330

Recommendation: Approve the professional services agreement with Kaku and Associates for development of transportation management plans for city mega events in the amount not to exceed \$537,500.

13. [CONTINGENCY FUND TRANSFER REQUEST FOR AUDIO/VISUAL EQUIPMENT IN COUNCIL CHAMBERS](#)

Purpose: This is a request for City Council to approve a transfer of general fund contingency appropriation authority and funds in the amount of \$38,157 to improve sound clarity and video controls in the city Council Chambers.

Background: Recently, the staff determined that the speakers located in the ceiling above the council chamber dais were not working at the correct volume level creating difficulty in clearly hearing presentations and comments. While repairs were completed that addressed the volume level, the sound clarity concerns still remained. Also, the personal video monitors do not provide the controls necessary to allow Council members to easily switch between different video media sources during business meetings. This request will fund the installation of audio speakers at each seating position and controls that allow the Council to easily switch between video media sources.

Community Benefit: Residents attend Council and other meetings held in the Council Chambers. In addition, the Cable Department estimates that Glendale Channel 11 reaches 140,000 residents, many of who watch Council sessions. The community will benefit from this request through improved sound clarity for meeting participants and the general public who view the meeting via television.

Budget Impacts & Costs: This transaction will require the transfer of appropriation authority and funds of \$38,157 from FY2005-06 General Fund Contingency, Account No. 01-2450-7000, to Audio/Visual Division, Account No. 01-4248-7520. This will result in a reduction of general fund contingency appropriation authority for FY2005-06 and a reduction in the General Fund balance.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X		X	\$38,157

Account Name, Fund, Account and Line Item Number:

From General Fund Contingency, Account No. 01-2450-7000 to Audio/Visual Division No. 01-4248-7520

Recommendation: Authorize the transfer of \$38,157 in appropriation authority and funds from FY2005-06 General Fund Contingency, Account No. 01-2450-7000 to Audio/Visual Division, Account No. 01-4248-7520.

14. [AUTHORIZATION TO INCREASE CONTRACT AMOUNT WITH AL-JON, INC.](#)

Purpose: This is a request for City Council to authorize \$40,000 of additional spending authority for Al-jon, Inc. to purchase replacement parts for two landfill compactors. The landfill is experiencing an increase in repairs and replacement parts due to the aging of these compactors. The spending limit for Al-jon replacement parts will increase from \$50,000 to \$90,000 for FY 2005-06.

Background: The city owns two Al-jon landfill compactors purchased in 1999 and 2000 for approximately \$500,000 each. The compactors, which are no longer covered by a repair warranty, are scheduled for replacement in FY 2006-07 and FY 2008-09. Al-jon is the preferred provider due to its ability to provide emergency replacement parts. The increased spending limit of \$90,000 is expected to cover the cost of the replacement parts for the remainder of this fiscal year.

Community Benefit: Approval of this request will help assure that landfill service is provided to residents in an efficient and cost effective manner.

Budget Impacts & Costs: Funds and appropriation authority for the increase in repair part costs with Al-jon are available in landfill budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$40,000

Account Name, Fund, Account and Line Item Number:

Landfill Line Supplies, Account No. 55-6235-7520

Recommendation: Authorize an increase of \$40,000 to the FY2005-06 purchase order for Al-jon, Inc. to purchase compactor repair parts.

15. [AGREEMENTS FOR NITRATE REMOVAL DEMONSTRATION SYSTEMS](#)

Purpose: This is a request for the City Council to approve two 24-month equipment lease agreements, and one professional service agreement (PSA) for two nitrate removal demonstration systems. Wells 6 and 40, which are currently out of service due to high nitrate levels, will be utilized for the purpose of these demonstration systems. The data gathered from the demonstration systems will be incorporated into the design of a centralized groundwater treatment facility for the removal of nitrates.

One lease agreement is with Siemens Financial Services, Inc., for a nitrate removal demonstration system treating water from Well 40, located at the city's Cholla Water Treatment Plant (CWTP). The PSA is with U.S. Filter/Ionpure Inc., for the installation and operation of the equipment leased from Siemens Financial Services, Inc.

The second lease agreement is with Basin Water, Inc. for a nitrate removal demonstration system for Well 6, located at 63rd Avenue and Frier Drive.

Council Policies Or Goals Addressed: Installation of the two nitrate removal demonstration systems address the Council goals of safety, service and enhancing the quality of life for Glendale residents. Both demonstration systems will provide comparative data that will be used to improve upon future groundwater treatment processes, allowing the city's water treatment systems to continue to meet and exceed federal, state and local water quality regulations.

Background: On February 17, 2005, a request for proposals was advertised for nitrate removal demonstration system equipment to treat groundwater from Well 40. Two proposals were received, one from the team of Siemens Financial and U.S. Filter/Ionpure Inc., and one from Basin Water, Inc. The project engineering design consultant Black & Veatch, and the Engineering and Utilities staff reviewed the proposals. Siemens Financial and U.S. Filter/Ionpure Inc., and Basin Water were selected as the vendors for two separate full-scale demonstration systems.

Having two types of systems in operation at the same time gives the city and its consultant the needed data to evaluate both systems and determine which system will provide the most reliable and economical long-term treatment system. Once installed and operational, each demonstration system will treat approximately 1.7 million gallons per day of groundwater.

The 24-month lease agreements include design, fabrication, delivery, installation, start-up, and performance testing of the nitrate removal demonstration system.

Previous Council/Staff Actions: On October 10, 2004, Council approved a professional services agreement with the consulting firm of Black & Veatch to complete site selection

and design of the new Zone 4 Water Treatment Plant, referred to as the Oasis Water Treatment Plant. This water treatment plant will provide an additional source of drinking water.

Community Benefit: The demonstration systems will reduce the nitrate in the groundwater from these wells to less than ten parts per million, which complies with federal and state regulations for safe drinking water. In addition, the nitrate removal demonstration systems will be used to evaluate nitrate removal system design and operating costs prior to implementing full-scale nitrate treatment for Glendale's groundwater supply. Installing the nitrate removal system at Wells 6 and 40 will provide additional water supply to the city's distribution system.

Budget Impacts & Costs: The cost for Siemens Financial and U.S. Filter/Ionpure Inc. to design, fabricate, deliver, install, start-up and conduct performance testing of the nitrate treatment system at Well 40 will total \$728,945. This amount includes the fee for treating water by the acre-foot.

The cost for Basin Water, Inc. to design, fabricate, deliver, install, start-up and conduct performance testing of the nitrate treatment system at Well 6 will total \$405,873.

The difference in costs between the two systems is due to the Basin Water system being a proprietary system, designed for individual wellhead treatment. The US Filter system is an open design system that can be provided by more than one vendor and which more closely matches large capacity nitrate removal facility designs in use today.

Funds are available in Drinking Water Well Head Treatment, Account No. 83-9225-7810.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$ 1,134,818

Account Name, Fund, Account and Line Item Number:

FY 2005/06, Drinking Water Well Head Treatment, Account No. 83-9225-7810

Recommendation: Approve the nitrate removal demonstration systems equipment lease agreement with Siemens Financial Services, Inc., and the professional service agreement with U.S. Filter/Ionpure Inc. in an amount not to exceed \$728,945 and the lease agreement with Basin Water, Inc. in an amount not to exceed \$405,873.

16. [APPROVAL OF THE DESIGN BUILD AGREEMENT WITH GLENDALE DESIGN-BUILD JOINT VENTURE](#)

Purpose: This action will approve and award the design-build contract for the construction of the conference center, media facility, and parking garage adjoining the

John Q. Hammons hotel to be constructed west of the Glendale Arena in the Westgate City Center.

Council Policies Or Goals Addressed: This project supports economic development opportunities and provides city facilities that will serve major national events that will occur in the area.

Background: On July 26, 2005 Council approved the Master Development Agreement with John Q. Hammons to develop a hotel, conference center, media facility, and parking garage in Westgate City Center. These facilities will provide an additional impetus to development of Westgate. They will also be valuable city facilities available for use during major national events, as well as support tourism and other economic activity within the city.

The hotel portion of the project will be privately financed. The conference center, media facility, and parking garage will be public assets. Construction of public facilities will be performed under the design-build process. This action will approve and award the design-build contract to the Glendale Design-Build Joint Venture, a partnership of John Q. Hammons Revocable Trust, The Killian Group, Rosenbury & Partners.

Recommendation: Approve the design-build agreement with the Glendale Design Build Joint Venture as presented to Council in substantial final draft.

CONSENT RESOLUTIONS

17. [COUNCIL STRATEGIC GOALS AND KEY OBJECTIVES](#)

Purpose: This is a request for City Council to adopt its Strategic Goals and Key Objectives.

Council Policies Or Goals Addressed: Council develops a broad common vision for the future of Glendale and sets goals and objectives to provide staff direction and focus for the near future and provides to staff for implementation.

Background: Council attended a Council Goal Setting and Strategic Planning Retreat held on November 10, 2005 at which they conducted a broad-based and future-oriented discussion that provided the general direction and foundation for setting strategic goals and priorities. Several common themes emerged that were developed into strategic goals with key objectives to accomplish these goals.

Community Benefit: A direct benefit of the Council's goal setting is to provide the community with clarity as to the city government's direction for the next 12 to 18 months. The six strategic goals re-emphasize Council's long-standing commitment to provide the highest quality of services in the most fiscally prudent manner for Glendale's neighborhoods, businesses and Luke Air Force Base.

Public Input: Once the Council's Strategic Goals and Key Objectives have been adopted, the Marketing/Communications Department will inform residents and community stakeholders, as well as city employees, of these new priorities through various communications tools. These include: news releases, The Connection (monthly citizen newsletter), articles in local newspapers, City Web Site, Glendale 11, The Relay (employee newsletter), Councilmember's District Newsletters and other city newsletters

Recommendation: Waive reading beyond the title and adopt a resolution adopting authorizing the Council Strategic Goals and Key Objectives of the Glendale City Council.

18. ACQUISITION OF RIGHT-OF-WAY FOR INTERSECTION IMPROVEMENTS

Purpose: This is a request for City Council to authorize the purchase of right of way and the acceptance of a property dedication that are needed to complete Glendale Onboard (GO) intersection improvement projects at a total cost of \$76,299.

Council Policies Or Goals Addressed: One of Council's goals is to improve and provide transportation options within the city.

Background: Scalloped streets and intersection improvement projects have been previously identified in the GO Program. The city needs to obtain additional right-of-way in order to construct related street improvements that include right turn lanes, bus bays and merge lanes, as well as new curbs, gutters, sidewalks, and landscaping.

Properties that are needed are one property acquisition and one property dedication as described below:

Zeneca - Zeneca, owner of property located near the northeast corner of 75th and Missouri avenues, will dedicate approximately 32 square feet of property towards improvements at this intersection. The property owner is willing to grant a temporary easement to the city on the property for construction of improvements. Total closing costs are \$295.

T & D Northern Venture – T & D Northern Venture, owner of property located at the southwest corner of 43rd and Northern avenues, will sell approximately 3,916 square feet of property towards improvements at this intersection. The property owner is willing to grant a temporary easement to the city on the property for construction of improvements. The property owner will be compensated a total of \$75,000 for the right-of-way. Total closing costs are \$1,004.

Previous Council/Staff Actions: These projects were included in the FY 2005-06 Capital Improvement Program budget process approved by Council and funding is available from the half-cent transportation sales tax program.

Community Benefit: GO Program improvements are being made to streets, transit, and pedestrian facilities. These projects will provide bus bays and improve pedestrian and traffic flow.

Public Input: The GO Program provides multiple opportunities for public input. Last year, an annual report was mailed to all Glendale households, a transportation fair was held on April 17, 2005, and a community meeting for the annual report was held on April 21, 2005. Project specific public meetings will be conducted by the Engineering Department.

Budget Impacts & Costs: City of Glendale funds for right-of-way acquisition and improvements are budgeted as part of the GO Transportation Program. Closing costs for the above two properties total \$1,299.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$76,299

Account Name, Fund, Account and Line Item Number:

75th/83rd Glendale – St Im, Account No. 33-9486-8100 (\$295)

43rd Ave: Bethany Home – Peoria, Account No. 33-9490-8100 (\$76,004)

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to execute all documents necessary to purchase the right-of-way and accept a dedication of property for the Glendale Onboard (GO) Transportation Program.

19. [INTERGOVERNMENTAL AGREEMENT: INTELLIGENT TRANSPORTATION SYSTEM EQUIPMENT ON CAMELBACK ROAD](#)

Purpose: This is a request for City Council to approve an Intergovernmental Agreement (IGA) with the Maricopa County Department of Transportation (MCDOT) for AZTech Smart Corridors Phase 3, which includes construction of intelligent transportation system (ITS) equipment on Camelback Road between 91st and 99th avenues using federal Congestion Mitigation and Air Quality (CMAQ) funds.

Council Policies Or Goals Addressed: This project will aid the Transportation Department in meeting Council's strategic priority of leveraging technology for efficiency and convenience.

Background: In December 2004, the City of Glendale completed an Intelligent Transportation Systems Master Plan for the Westgate Area. This plan outlines communications and field equipment needs for the area between 83rd and 99th avenues from Camelback Road to Glendale Avenue. As part of phase three, Camelback Road from 91st to 99th avenues is scheduled to have fiber optic communications as well as two closed circuit television (CCTV) cameras and a dynamic message sign (DMS). This project will tie into a fiber optic communications project for 91st Avenue, Bethany Home

Road, and 95th Avenue that is currently under design and will begin construction in the Fall of 2006.

In 1996, the Maricopa County region successfully acquired funds for a federal model deployment initiative to demonstrate effective use of ITS equipment, called AZTech Smart Corridors. As part of the AZTech program, several phases of technology deployment were identified. Construction of Phases 1 and 2, which included CCTV cameras at intersections along 59th Avenue in Glendale are complete. Camelback Road from 91st Avenue to 99th Avenue is included in Phase 3.

Community Benefit: The Westgate and stadium area will host numerous high-profile events in the next few years. Installing intelligent transportation system technology along congested corridors, and incorporating the traffic signals into the central intelligent transportation system allows for remote connectivity. Residents and visitors will experience improved effectiveness and efficiency in the management of event traffic.

Budget Impacts & Costs: The total cost of design and construction is \$420,000. The city's share for this project is \$100,000 and is available in the Glendale Onboard (GO) Transportation Program Smart Traffic Signals account.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$100,000

<u>Account Name, Fund, Account and Line Item Number:</u> Smart Traffic Signals Account No: 33-9445-8300 (\$100,000)

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to sign any and all documentation relating to the intergovernmental agreement with MCDOT for ITS equipment on Camelback Road.

20. [AUTHORIZATION FOR LEASE FINANCING](#)

Purpose: This is a request for City Council to adopt a resolution authorizing the lease financing of various sanitation equipment to include four (4) sideloader refuse trucks, two (2) rear loader refuse trucks, one (1) roll-off truck and two (2) tractor/loaders. The resolution authorizes the execution and delivery of the lease, and awards the lease to the best proposal from a reasonable bidder. The lease proceeds will fund acquisition of equipment included in the Council-adopted Capital Improvement Plan (CIP).

Background: It is the city's practice to finance the acquisition of certain assets with the use of lease financing, to help address the council goal of financial stability. Lease financing does not impact the city's general obligation debt limits.

Lease proposals were received on February 10, 2006. Finance Department staff and the city's financial advisor, Johnson Consulting Group, evaluated and verified the bids

received to assure their accuracy and benefit to the city. Council can accept the lowest, most responsive bid by adopting the lease resolution. The lease will be paid from sanitation fund revenues.

Recommendation: Waive reading beyond title and adopt a resolution authorizing the issuance of lease financing in an amount not to exceed \$1,500,000, and declaring an emergency.

21. [SETTING THE CITY COURT WARRANT FEE](#)

Purpose: This is a request for City Council to set the amount for a warrant fee to be assessed by the City Court. The \$75 per case warrant fee will offset some of the costs incurred by the court, detention, prosecutor's office, public defenders and police, to resolve failures to appear in court.

Council Policies Or Goals Addressed: This request addresses the Council's strategic priority of providing financial stability.

Background: Several city departments perform significant extra efforts when defendants do not appear for their scheduled court date or fail to pay related financial penalties. Yet, with the exception of a civil default fee, there is no added penalty for such defendants charged with more serious criminal offenses. Unlike many Arizona courts, Glendale City Court does not currently impose any extra financial penalties associated with generating warrants and the subsequent necessary activities. A survey of existing Arizona courts reveals warrant fees ranging from \$45 to \$239 per case.

Previous Council/Staff Actions: On January 24, 2006, Council adopted an ordinance amending Section 13-9 allowing a warrant fee to be assessed by the City Court. The amount of the warrant fee must now be set forth by resolution.

Budget Impacts & Costs: If established, this fee would enable the city to recoup some of the warrant costs for labor extended by the court, detention, prosecutor's office, public defenders and police. The court issues approximately 600 warrants per month.

Recommendation: Waive reading beyond title and adopt a resolution setting a \$75 warrant fee per case against criminal defendants who fail to appear for their court dates.

PUBLIC HEARING - ORDINANCES

22. [REZONING APPLICATION ZON05-21: 6015 WEST PEORIA AVENUE](#)

Purpose: This is a request by Aurora Behavioral Health System for City Council to approve rezoning of the property located at 6015 West Peoria Avenue from C-2 (General Commercial) to G-O (General Office).

Council Policies Or Goals Addressed: The requested rezoning is consistent with the General Plan and would bring the property into conformance with the General Plan designation of Office.

Background: The property is currently used as the Arizona Baptist Children's Center, a children's residential treatment center and school for adolescents. Aurora Behavioral Health System intends to purchase the property and develop a behavioral health hospital on this site.

Charter Medical Corporation constructed the current facilities and operated a behavioral hospital until 1999 when the hospital was closed. In 1993, the Zoning Ordinance was amended to prohibit hospitals in the C-2 district. In 2001, Arizona Baptist Children's Services received a Conditional Use Permit to operate a residential care facility for children on the property. The future owner, Aurora Behavioral Health System wants to operate a behavioral hospital, however, Aurora must change the zoning from C-2 to G-O in order to do this.

The request is to rezone from C-2 (General Commercial) to G-O (General Office). Hospitals are currently not permitted in the C-2 district, and are permitted in the G-O (General Office) district. Overall, with the exception of permitting a hospital at this location, the requested rezoning would reduce the intensity of use for the property should redevelopment occur in the future. The General Office district does not permit the range of general retail and commercial uses allowed in the General Commercial district.

Previous Council/Staff Actions: On December 15, 2005 the Planning Commission recommended approval of the rezoning application.

Community Benefit: The rezoning will allow the reuse of the property for a behavioral health hospital. This use will provide high quality behavioral health facilities in Glendale, and will also provide professional employment opportunities for Glendale residents. The rezoning reduces the intensity of use for the property should redevelopment occur in the future.

Public Input: The applicant held a neighborhood meeting on November 14, 2005 and invited approximately 175 property owners and interested parties. Two people attended the neighborhood meeting. Issues discussed included operation of the facility, length of patient stay, differences between proposed hospital and current user, and maintenance of the grounds. Staff received three phone calls and one e-mail in opposition to the proposal from neighbors. Opposition issues were types of behavioral problems of clients, such as sexual and criminal offenders.

One neighbor noted that the original tenant, Charter Hospital, was well maintained with not much traffic, he noted they had one escape, and a lot of fire department calls and medical transportations. The neighbor opposed having patients who are remanded by the courts for criminal behavior admitted to the facility, and he felt the new operator could get a contract for court-mandated patents.

A second neighbor had concerns that this could become a halfway house for sexual offenders transitioning out of incarceration. He claimed that this was not a secure facility. The applicant contacted this neighbor, discussed the issues with him, and answered the neighbor's concerns. This neighbor spoke in favor of the request at the Planning Commission hearing.

A third neighbor called and followed up with an e-mail opposing the treatment of sex offenders, pedophiles, or the like treated at this facility.

The applicant has indicated that Aurora Behavioral Health System has no plans, now or in the future, to offer any organized treatment program for sexual offenders. The applicant has indicated there are no plans now or in the future to offer any transitional programming for individuals returning from incarceration.

One neighbor spoke in opposition to this request at the December 15, 2005 Planning Commission hearing. She felt that this was not the right use for the neighborhood. Another neighbor spoke in support, after stating the applicant had addressed their concerns.

Recommendation: Conduct a public hearing, waive reading beyond the title and adopt the ordinance for Rezoning Application ZON05-21, subject to the stipulations as recommended by the Planning Commission.

ORDINANCES

23. [AIRPORT TERMINAL LEASE WITH GCH SERVICES, LLC](#)

Purpose: This is a request for City Council to approve a lease with GCH Services, LLC for Suite 200 in the Glendale Municipal Airport terminal building.

Council Policies Or Goals Addressed: One of Council's strategic priorities is to promote economic development.

Background: GCH provides a wide variety of aviation support services. They specialize in international logistical support, ranging from supplying spare parts and aircraft maintenance to providing technical expertise, staffing, management and training. GCH Services operates under a Federal Aviation Regulation Part 135 certificate that allows them to conduct helicopter charter operations. GCH has contacted the Super Bowl Committee about offering charter service during the event. They are currently going through the security background check required to offer these kinds of services. GCH Services is currently expanding the services they provide at the Glendale Airport to include aircraft maintenance and fixed wing flight training. GCH Services is currently operating at the Glendale Airport in Suites 202A, 202B and 205 totaling 833 square feet.

The annual rent for Suite 200, which is approximately 835 square feet, will be \$13,640.94 for the first year. Prior to renewal, the rent will be adjusted using either the Consumer Price Index or the market rate as established by the current airport rates and charges study for terminal lease rates, whichever is greater.

The term of the office lease will be for one year with four, one-year renewal options. The tenant must provide written notice to the airport manager ninety days prior to the expiration of current term to renew. If the Lessee fails to perform any obligations under the lease, the city may terminate the lease with a 30-day written notice

Public Input: At a public meeting on May 12, 2004, the Aviation Advisory Commission reviewed and voted to support the request by GCH Services to lease office space in the airport terminal building.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the lease of Suite 200 to GCH Services, LLC at the Glendale Municipal Airport.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

CITIZEN COMMENTS

If you wish to speak on a matter concerning Glendale city government that is not on the printed agenda, please fill out a Citizen Comments Card located in the back of the Council Chambers and give it to the City Clerk before the meeting starts. The City Council can only act on matters that are on the printed agenda, but may refer the matter to the City Manager for follow up. Once your name is called by the Mayor, proceed to the podium, state your name and address for the record and limit your comments to a period of five minutes or less.

COUNCIL COMMENTS AND SUGGESTIONS

ADJOURNMENT

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03 (A)(2));
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (A)(4));
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).